

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

RICADO WRAY,

Plaintiff,

v.

Case No. 3:18-cv-01617-SB

SHERIFF MARK GARTON, et al.,

OPINION AND ORDER

Defendants.

MOSMAN, J.,

On March 2, 2020, Magistrate Judge Stacie F. Beckerman issued her Findings and Recommendation (“F&R”) [22], recommending that Defendants’ Motion for Summary Judgment [14] be granted. Neither party objected.

DISCUSSION

The magistrate judge makes only recommendations to the court, to which any party may file written objections. The court is not bound by the recommendations of the magistrate judge

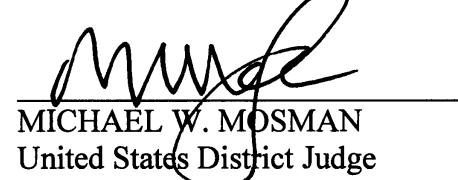
but retains responsibility for making the final determination. The court is generally required to make a de novo determination regarding those portions of the report or specified findings or recommendation as to which an objection is made. 28 U.S.C. § 636(b)(1)(C). However, the court is not required to review, de novo or under any other standard, the factual or legal conclusions of the magistrate judge as to those portions of the F&R to which no objections are addressed. *See Thomas v. Arn*, 474 U.S. 140, 149 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003). While the level of scrutiny under which I am required to review the F&R depends on whether or not objections have been filed, in either case, I am free to accept, reject, or modify any part of the F&R. 28 U.S.C. § 636(b)(1)(C).

CONCLUSION

Upon review, I agree with Judge Beckerman's recommendation and I ADOPT the F&R [22]. I GRANT Defendants' Motion for Summary Judgment [14]. This case is DISMISSED with prejudice.

IT IS SO ORDERED.

DATED this 18 day of March, 2020.



MICHAEL W. MOSMAN
United States District Judge